

MOTION TO APPROVE JOB DEVELOPMENT INVESTMENT GRANT PROGRAM COMPLIANCE RELIEF DUE TO THE EFFECTS OF COVID-19

MOTION MADE BY: State Budget Director Perusse

Whereas the unprecedented economic impact of COVID-19 requires extraordinary action on the part of the Economic Investment Committee (“Committee”) to address the burdens being faced by Job Development Investment Grant (“JDIG”) Grantees, and consistent with the purpose of the Committee to stimulate economic activity and create new jobs within the State, the Committee hereby delegates certain authorities to the Secretary of Commerce to implement specific measures to provide COVID-19 Compliance Relief (“Compliance Relief”) to the JDIG Grantees for calendar year 2020. The authorized Compliance Relief measures were discussed in open session by the Committee at its May 26, 2020 meeting.

Based upon the foregoing I move:

1. That upon request by a JDIG Grantee the Secretary may approve that the terms and conditions of the 2020 grant year, and any associated grant payments and obligations of the State and Grantee, be carried forward one calendar year. The grant compliance requirements for grant year 2020 would be shifted forward one year to 2021 and so forth until the end of the grant term and Grantees receiving such relief shall not be considered to be in default for 2020 grant year with respect to their Job Creation, Retention, Investment and Wage obligations under their respective Community Economic Development Agreement (“CEDA”).
2. That for JDIG Grantees so carrying forward their obligations, 2020 would no longer be considered a grant year and the 2020 grant year would not be counted in determining the maximum duration of the grant term or the timing of first payment under G.S. §143B-437.56(b).
3. That the basic terms of the JDIG Awards relative to Job Creation, Retention, Investment and Wages would not be subject to change for JDIG Grantees receiving this Compliance Relief.
4. That JDIG Grantees will have until January 31, 2021 to notify the Department of their decision to request the Compliance Relief and shall do so in the manner prescribed by the Department.
5. That JDIG Grantees that do not notify the Department of their decision to request this Compliance Relief on or before January 31, 2021 will retain the 2020 grant year and their associated obligations and responsibilities.
6. That for JDIG Grantees receiving Compliance Relief, the Secretary may further modify the grant annual reporting requirements for the 2020 grant year to limit the data reported to include only the data necessary for the Department of Commerce to fulfill its legislative reporting requirements.

7. That JDIG Grantees receiving Compliance Relief must pay a fee equivalent to that required by N.C. Gen. Stat. § 143B-437.58(a) by March 1, 2021 or the grant shall be subject to termination;
8. That Committee staff be directed to prepare appropriate CEDA amendments reflecting this Compliance Relief and the Secretary shall be authorized to sign such amendments.

The authority of the Secretary of Commerce to implement the 2020 COVID-19 Compliance Relief measures as outlined herein to JDIG grantees shall be effective immediately and will expire on February 1, 2021.

MOTION SECONDED BY: Secretary Penny

ROLL CALL VOTE OF THE COMMITTEE

(Note: "Aye," "Nay," "Abstain," "Absent," etc.)

Aye George Sherrill (obo Secretary Copeland)
Aye Secretary Penny
Aye Budget Director Perusse
Aye Russell Proctor
Absent Anthony Blackman

Date : May 26, 2020